PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Broekaert, et al. EXAMINER: Cynthia Collins

APPLICATION NO.: 10/570,554 ART UNIT: 1638

FILED: December 7, 2006 DOCKET: 1187-44

CORRESPONDING TO DATED: August 24, 2009

INTERNATIONAL APPLN. NO.: PCT/EP2004/052035

INTERNATIONAL FILING DATE: 03 September 2004

PRIORITY DATE CLAIMED: 05 September 2003

FOR: PLANTS HAVING MODIFIED GROWTH CHARACTERISTICS AND METHOD FOR MAKING SAME

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

STATEMENT UNDER 37 C.F.R. §1.825

Sir:

The undersigned hereby states that the sequence listing information recorded in computer-readable form submitted herewith includes no new matter to the application as originally filed.

DILWORTH & BARRESE, LLP 1000 Woodbury Road, Suite 405 Woodbury, New York 11797 Tel. No. (516) 228-8484 Fax No. (516) 228-8516 ARP/ml

mk (de de)

Respectfully submitted.

Registration No.: 34,697 Attorney for Applicants

Certificate of EFS-Web Transmission

I hereby certify that this correspondence is being transmitted to the U.S. Patent and Trademark Office via the Office's electronic filing system on August 24, 2009.

Ann R. Pokalsky

(Printed Name)

Signature: